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Commercial Adbertiser.

SESSSION LAWS, 1880.

AN ACT To Provide for the Safe Custody of Wills

SATURDAY, SEPTEMBER 11.

and Testamentary Papers. Be it Enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom assembled :

Section 1. Whenever any Will or Testamentary Paper shall be admitted to Probate by any Circuit Judge, it shall be the duty of such Circuit Judge within one month after such Will or Testamentary Paper shall have said lands which designation when approved been so admitted to Probate, to forward the by the Privy Council shall be valid. same to the Clerk of the Supreme Court, to be by him filed and preserved in the Office

Section 2. It shall be the duty of all Circuit Judges and the Clerks of the several Circuit Courts, as soon as conveniently may be, after the passage of this Act, to forward all original Wills and Testamentary Papers which may be in their custody and theretofore admitted to Probate to the said Clerk of the Supreme Court, to be by him filed and preserved as aforesaid.

Section 3. The several Circuit Judges and Clerks of the Circuit Courts shall retain copies of all Wills and Testamentary Papers so forwarded by them under the provisions of this Act.

KALAKAUA R.

AN ACT

To Amend Section 264 of the Civil Code relating to the appointments of Deputy-Sheriffs in all Districts of the Kingdom. Be it enacted by the King and the Legislative Assembly of the Hawaiian Islands, in the Legislature of the Kingdom assembled. Section 1. That Section 264 of the Civil the following resolution, viz: Code be and the same is hereby amended so as to read as follows :-

" Section 264. Said Sheriffs, upon appoint deputies in their respective divisions, for or whose official acts they shall be severally responsible, and from whom they may exact bonds of private indemnity. Said Deputy. propriations made by the Legislature.' Section 2. This Act shall become a lay from and after the date of its approval. Approved this 9th day of August, A. D.

KALAKAUA R.

AN ACT To perpetuate the genealogy of the Chiefs of Hawaii.

WHEREAS: It is provided by the 22nd Article of the Constitution that the Kings of Hawaii shall be chosen from the native chiefs of the Kingdom;

AND WHEREAS; at the present day it is lifficult to ascertain who are the chiefs, as contemplated by said Article of the Constitution, and it is proper such genealogies of the Kingdom be perpetuated, and also the history of the chiefs and kings from ancient times down to the present day, which would also be a guide to the King in the appointment of Nobles in the Legislative Assembly,

Be it enacted by the King and the Legislative Assembly of the Hawaiian Islands, in the Legislature of the Kingdom assem-

Cabinet Council shall appoint some proper the Interior, shall issue under the Great Seal mentioned Act shall be and the same is person or persons to collect from genealogi- of the Kingdom to the Board of Education hereby amended so as to read as follows: people the history and genealogy of the Ha-waiian chiefs, and shall publish a book of the Interior for such school lands as it shall, except as authorized by Section 2 of this

Dollars per day, and for all the other ex- such, and as shall have been approved by imprisoned at hard labor for any term not penses of the said Board, not exceeding Two the Minister of Public Instruction and the penses of the said Board, not exceeding Two the Minister of Public Instruction and the pecuniary penalty shall be paid to the party the purchase of books, travelling expenses, visions of the School Act of July 9th, A.D. giving the information which shall lead to paper, pens, ink, books, and so forth, for 1850, before mentioned, or by any subsequent | the conviction of the offender." searching for ancient things which have been | Act or authority relating thereto. lost or concealed in places of concealment, of the ancient chiefs, where their bones are approval. now concealed; which sum shall be paid out of any monies not otherwise appropriated by

the Appropriation Bill. Section 3. Said Board may make such rules and regulations as may be necessary for them and for their work, and shall submit the same to His Majesty the King in Cabinet Council before commencing their

Section 4. This Act shall become a law from the date of its approval. Approved this 9th day of August A. D. KALAKAUA R.

WHEREAS the increasing number of laun

AN ACT

Relating to laundries and wash houses.

dries and wash houses within the limits of the City of Honolulu, tends to the propagation and disemination of disease: AND WHEREAS, it is advisable that all laundries and wash houses should be placed under the control and inspection of the Board of Health, therefore

Be it enacted by the King and the Legislative Assembly of the Hawaiian Islands, in the Legislature of the Kingdom assem-

Section 1. It shall be lawful for, and the Minister of the Interior is hereby authorized and empowered to cause to be built and erected on the banks of the stream known as the " Makaho stream " on the land called "Kaliukai" a sufficient number of laundries, and wash houses, and to let the same to such persons applying therefore at such Section 1. It shall be lawful for the rents and upon such terms as the said Minister of the Interior, on the recommen-Minister shall deem reasonable."

Section 2. Such laundries and wash houses when erected shall be under the upervision and control of the Board of

Section 3. From and after the commencement of this Act every person who mencement of this Act every person who moral character of such applicant, and evi-shall carry on the business of laundry keep- dence of identity with the person named in which is the subject of this investigation. ing, or washing for hire within the limits of such diploma or authority to practice. the city of Honolulu, except in such buildings as shall be erected as provided by Sec-THE DOUBLE-HEADER WIND-MILL tion 1 of this Act, shall be liable to a fine of fifty dollars for each and every day, or part of a day, during which he shall so carry on such business, and in default of payment until such fine is paid.

Section 5. Nothing in this Act contain-

streams, in places hitherto used for that and restrictions as other licensed physicians Section 6. This Act shall take effect and become a law on the first day of from the date of the approval. Approved this 9th day of August, A.D.

KALAKAUA R.

To authorize the issuance of Royal Patents for School Lands and School Sites sold by the Board of Education.

AN ACT

WHEREAS by Section 1 of an Act entitled "An Act to provide for the better support and greater efficiency of the Public Schools, passed July 9th, A.D. 1850, it is enacted as follows, viz:-

Section 1. That there shall be set apart certain lands amounting as nearly as can be ascertained without actual measurement to the One Twentieth part of all the lands now belonging to the Government, not otherwise appropriated, for the general purposes of education. And whereas by Section 2 of Minister of Public Instruction in consultation | hereby repealed. with the Minister of the Interior to designate

And whereas by Section 3 of the said Act it is enacted as follows, viz: Section 3. The Minister of Public Instruction shall be authorized to dispose of said lands for the purposes above mentioned, either by sale, lease or otherwise, as in his judgment and that of the King's Cabinet, shall best subserve the interests of education on the Islands. And again, in Section 32 of an Act entitled " An Act to repeal Chapter 10 of the Civil Code, and to regulate the Bureau of Public Instruction," approved

follows, viz: Section 32. The Board of Education is hereby authorized to dispose by sale, lease or otherwise. of any of the lands which have Approved this 9th day of August, A.D. been or hereafter may be set apart for the general purposes of education.

And whereas, in pursuance of the provisions of Sections 1 and 2 above recited, of the Act of July 9th, 1850, before mentioned, the Minister of Public Instruction in consultation with the Minister of the Interior, did designate and set apart for the general purposes of education, certain lands and school sites which, approved by the Privy Council on the 23rd day of December, A.D. 1850, in

Resolved: That in accordance with Section first of the late School Act to provide for the better support and greater efficiency proval of the Marshal, shall have power to ap- of the public schools, the following lands be and are hereby appropriated for the general purposes of education on the Islands, to be disposed of as provided in said Act. And all lands now occupied by the Government Sheriffs shall be paid yearly according to ap- Schools and known as having been appropriated to their use, either by individuals, Chiefs, or by the Government.

And, whereas, owing to changes of population and of centres of industrial and agricultural pursuits throughout the country, it has become necessary in many cases to exchange the former original school sites for sites better adapted for present school

And, whereas, many of the sites so exchanged are in localities where their use for the permanent improvement of contiguous property is essential, and the necessity for a perfect title to them, therefore apparent. proved on the 4th day of August, A.D. 1874 Therefore,

Be it enacted by the King and the Legislative Assembly of the Hawaiian Islands in the Legislature of the Kingdom assembled: Section 1. That the Board of Education shall be and is hereby authorized to make requisitions, in writing, on the Minister of the Interior for the issuance of Royal Patents to the said Board, or to such grantees as the said Board shall name in its requisitions for such school lands, school sites, or school reserves as it shall, from time to time, dispose of under the provisions of existing

Statutes relating thereto.
Section 2. Royal Patents signed by the Section 1. His Majesty the King in King and countersigned by the Minister of cal books, and from the knowledge of old or to such grantees as the said Board shall doings of such Board, which shall be called from time to time, dispose of and as shall "The Board of Genealogy of Hawaiian have been set apart and designated as such ever shall import, sell, give, or furnish Chiefs" during such time as it may be in by the resolution of the Privy Council of opium or any preparation thereof to any session.

December 23rd, A.D. 1850, or by any subperson in this kingdom, except as provided Section 2. The Minister of Interior is sequent Act or authority, and also for all in said Section 2, shall be liable to a penalty hereby authorized to pay the members of original school sites and school reserves as of not less than one hundred dollars, nor such Board at a rate not exceeding Two shall have been set apart and surveyed as more than five hundred dollars, and to be

Section 3. This Act shall become law and for ascertaining the places of sepulture and take effect from and after the date of its Approved this 13th day of August, A.D.

KALAKAUA R.

AN ACT

To amend an Act approved on the 23rd day of May, A. D. 1868, entitled, "An Act to regulate contracts between masters

Be it enacted by the King and the Legislative Assembly of the Hawaiian Islands, in the Legislature of the Kingdom assembled.

Section 3. All contracts for service beween Masters and Servants where only one of the parties is a native Hawaiian shall be written or printed in both the Hawaiian and English languages. No such contract shall have any effect in law when executed in one language only, provided that nothing herein contained shall be held or construed to prevent any such contracts being written or printed in the Hawaiian language only when both parties thereto are native Hawaiians. Approved this 13th day of August, A. D. 880. KALAKAUA R.

AN ACT Relating to the practise of medicine by

Chinese physicians. lative Assembly of the Hawaiian Islands, in the Legislature of the Kingdom assembled.

dation of the Board of Health, to grant and issue a license to practice medicine to any native of China applying therefor, and who shall produce to such Board of Health a Reverend Father Hermann Kockmann. So diploma or authority to practice medicine in China, together with a certificate of the good

Section 2. Such applicant shall also produce to such Board of Health a certificate from the Chinese Consul or commercial

Minister of the Interior. ed, shall be deemed or construed to prevent persons washing in, or on the banks of as aforesaid shall be subject to the same laws and surgeons, Section 4. This Act shall become a law

> Approved this 13th day of August, A.D. KALAKAUA R.

AN ACT

To amend Chapter XXVII of the Session Laws of the Year One Thousand Eight Hundred and Seventy-eight, being an Act entitled "An Act to regulate the carrying of passengers and freight, and the letting to hire of carriages, wagons, carts, and drays, and other vehicles in the district of

Be it enacted by the King and the Legislative Assembly of the Hawaiian Islands, in the Legislature of the Kingdom assembled. Section 1. So much of Section 6 of the above recited Act as provides that no vehicle licensed to transport freight under the said Act shall draw more than one ton of the said Act it is enacted as follows, viz: two thousand pounds for each drawing horse Section 2. It shall be the duty of the or other animal, shall be and the same is

Section 2, The powers of inspection given to the Marshal and Deputy Marshal by Section 3 of the said Act shall apply in like was her agent. He claimed to be her agent manner to the animals and harness used in drawing the vehicle therein referred to as to she did not want the defendant about her;

the vehicles themselves. Approved on the 13 day of August, A. D. KALAKAUA R.

AN ACT

To Amend Section 237 of the Civil Code, and to amend the Act approved on the 4th day of August, A.D. 1874. Be it enacted by the King and the Legislative Assembly of the Hawaiian Islands, in

January 10th, A.D. 1865, it is enacted as the Legislature of the Kingdom assembled. Section 1. That Section 237, of the Civil Code be, and the same is hereby amended, so as to read as follows :-

> every pound master to publish in some newspaper, both in the Hawaiian and English languages, or post writen notices weekly in both languages in three public places in his district, and also cause to be proclaimed viva voce is said languages weekly | deceased was angry with this plaintiff, on an account of all estrays in his pound, and account of her marriage, and further says it shall be the duty of every pound master | that she said I was naaupo, because I would to inform by mail every individual out not allow her to make a deed to me as I of his district who shall leave with him a told her there would be trouble about it and a copy of his brand of any estray bearing further adds. There was no particular the said brand, which shall be lodged in the reason for inserting the fifty dollars. I had pound under his charge, and if the owners given her more than that in clothing and do not claim such estrays and pay the pound | food previous to that and I afterwards paid fees, that is to say fifty cents per day for for the coffin. and to facilitate the notice to be given in any business whatsoever. both languages, it shall be the duty of the The judgment of the Court is that the Minister of the Interior to furnish each Deed be declared void and is ordered to be in both languages, stating in detail the description of all animals impounded. The Min- effect it will be signed. ister of the Interior shall prepare the same and keep a correct account of the cost of printing the same, and each pound master shall pay

Bickerton for Respondents. the cost price of such blanks furnished him Section 2. This Act shall take effect on the date of its approval, and the Act ap-PACIFIC COMMERCIAL

be, and the same is hereby repealed. Approved this 13th day of August, A.D. KALAKAUA, R.

AN ACT

To Amend Sections 1 and 3 of an Act, being Chapter 56 of the Session Laws of the year 1874, entitled "An Act to restrict the importation and sale of Opium, as amended by an Act approved on the 29th day of September, 1876."

Be it enacted by the King and the Legislative Assembly of the Hawaiian Islands, in the Legislature of the Kingdom assembled. Section 1. Section 1 of the said first-

Section 1. The importion of opium or Act, is hereby strictly prohibited; and who-

Section 2. Section 3 of the said firstmentioned Act shall be and the same is hereby amended so as to read as follows :-"Section 3. Any person who shall have JOB PRINTING TYPE in his possession opium or any preparation thereof which he shall not have received from the Board of Health, or from a duly licensed physician or surgeon as prescribed in Section 2 of this Act, shall forfeit such opium or preparation thereof to the Hawaiian Government, and the same shall be seized and delivered to the Board of Health; and such derson shall be liable to a penalty not less fifty nor more than two hundred and fifty dollars, and to be imprisoned at hard labor for a term of not more than one year, Section 1. That Section 1 of the above one-half of which pecuniary penalty shall be paid to the party giving the information which shall lead to the conviction of the

Approved this 15th day of August, A.D.

Supreme Court of the Hawaiian Islands. KALANIMEA (W) ET AL VS. D. KAHELEKULA (k) ET AL.-IN EQUITY.

Opinion of Harris, C. J.

The facts in this case are, that one Kalanimea (w) was seized of a piece of land situated in Manoa, Island of Oahu, of which said piece of land she made a deed dated 9th of June, 1879, in favor of this defendant Kahelekula (k). The plaintiff claims that she is the first cousin of Kalanimea (w) now deceased, and her heir at law, and that | Ministerial Reports, Pamphlets, Books, Be it enacted by the King and the Legis-ative Assembly of the Hawaiian Islands, in the Legislature of the Kingdom assembled. relationship, but has reason to doubt it. The petitioner supports the relationship by evidence, whilst the defendant adduces no evidence to disprove it. Defendant admits there is no question that the plaintiff is heir at law to Kalanimea (w), who died

The plaintiff now seeks to set aside this deed, because she says that at the time of the signature and for a long time before, Kalanimea (w) had been of so unsound agent residing in Honolulu; that the aforesaid mind as not to be able to do business. And documents are in proper form according to upon this point, Rev. Father Kockmann testhe laws of China, and that the same are | tifies that in 1878 a great change had come of such fine shall be imprisoned at hard labor signed or issued by the proper officers; and over the woman, that her tongue was emuntil such fine is paid. Section 4. The City of Honolulu, for the applicant is the person mentioned in was her speech that she was losing or her With ample Materials of Newest Styles the purpose of this Act, shall be deemed to such documents, and that he is a fit and mind; that she went to live at Manoa with the purpose of this Act, shall be deemed to be included within a circuit of three miles, from the junction of Nuuanu and King aforesaid, which certificates, diploma, or authority shall be filed in the office of the streets.

PAST PRESSES, AND GOOD WORKMEN, ber kaikunane, that subsequently she came to the witness for her papers which she had authority shall be filed in the office of the left with him. She expressed herself afraid NO. 23 MERCHANT STREET. of her kaikunane, who is the defendant; Section 3. Every such person so licensed thought he might claim the property or do something to it; she had not lost her rule of reason but left the impression on me that she was unsound and her tongue was para-

Mr. J. Rose testifies that in January 1878, he leased half of this land from the old woman herself. In October, the same year she came and wanted to lease the other

half and I told her I would give her thirty dollars a year for it; and she said no, she would take fifteen. A great change had come over her-she could not speak well, I told her companion she was foolish and went with her to Mr. Dole, and told him she was foolish, though we concluded to take the lease, as it was not of much consequence. Subsequently she came again with Victor one of the plaintiffs, she appeared very trembling, said that the defendant was from her and that is the reason she wanted

Subsequently she came again with Kealakai (k) and wanted to sell the land, I told him she was foolish and said she was selling very cheap. By foolish I mean she was not in her right mind, she was demented I told her if she went and got this and all the neighbors said he was. She said he was a bad man and wanted to take the land away from her. This conversation was in December and she was much worse than she was in October. I did not buy the land because I thought she could not give me a good title. About nine months ago the defendant came to me, and said the old woman was dead, and had died about a month after she made the deed. Cecil Brown says that at the time of the acknowledgmant she could not speak, and that Kekuanui whom he swore said she had paralysis of the tongue. He asked her if she understood the deed and she nodded her " Section 237. It shall be the duty of head. Kekuanui confirms the statement and adds that she aid not appear completely crazy, and that she died of the same disease five months afterwards.

The defendant himself was sworn, and testified that the deed was made because the

each day's detention, expenses of advertising By this it is evident that the defendant and the damages to the person en whose pro- himself contemplated a difficulty regarding perty the trespass was committed, within this deed, and further that the consideration fifteen days from the date of the impound- money was never paid, and it is further eviing, such notice having been giving as above | dent from the whole testimony that the deprovided, it shall be lawful for the pound | fendant was an agent of Kalanimea (w) and master to sell such estrays at public auction, that she was not in a state of mind to do

pound master with a copy of a proper notice | delivered up for cancellation and on the presentation of a draft and a decree to that CHAS. C. HARRIS, C. J. S. B. Dole for Complainants, R. F.

Honolulu, August 23, 1880.



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Wonderful Shooting

The World describes the shooting done by Dr.

August. Mrs. Ruth began with shooting at glass balls, and they were shattered in almost every case with a pistol held sideways; there was a miss or two, but generally every shot told. When the pistol was inverted, and aim taken below instead of above the line of fire there was no apparent loss in percentage of hits. When a ball was hung by a string and set swinging, Mrs. Ruth stood 18 yards off and made a clean break a bad man and wanted to get the land away on her first shot. The rifle was then handled through the same series of shots, and the usual want of grace with which all women handle guns was apparent. When the balls were thrown up in the air, Mrs. Ruth stood a great distance of and shattered a dozen out of fifteen, and this feature, when encored, was equally as good.
While the lady shooter chatted with lady spectators, Dr. Ruth began to show his ubility as a snap shot. The sights of the rifle seemed to be of no special assistance to him, for when they were covered by a cord he used the weapon on balls placed on a stand, and again at glass spheres thrown into the air with wonderful effect. Some of the balls were thrown on the ground a dozen yards off, and the Doctor, aiming at the ground below the ball, would send it spinning into the air, and then rapidly unloading and loading his piece would hit the ball in its descent. This double shooting drew out plenty of applause. Again, when the balls were thrown up, the rifle was given a turn about, after the manner of a flail-handle, and it fell into position soon enough to enable a breaking shot to be made on the bull Balls thrown from side to side where it hit, whether coming coming from right or left. When tired of breaking glasware, Dr. Ruth picked up a fragment of glass, and, stepping off a dozen paces, held it aff in his fingers while Mrs. Ruth, picking a small-bore rifle, took careful aim, and the glass was shattered into powder. With an ordinary visiting card held in his mouth, and turned so as to show a side, Dr. Ruth permitted his wife to put several bullets through it. Dozens of other similar ways of testing the quick-ness of sight and steadiness of nerve of the shooters were improvised, and generally it was found that anything fired at was hit almost every

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